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FLORENCE P. BELSER
GENERAL COUNSEL

August 10, 2005

VIA HAND DELIVERY

Mr. Charles L.A. Terreni
Chief Clerk/Administrator
South Carolina Public Service Commission
101 Executive Center Dr., Suite 100
Columbia, SC 29210

Re: Petition of the Office of Regulatory Staff to Request Forfeiture of the
Bond and to Request Authority to Petition the Circuit Court for
Appointment of a Receiver.
PSC Docket No.: 2005-220-WS

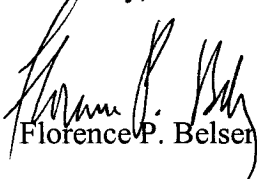
Dear Mr. Terreni:

Enclosed for filing please find the original and twelve (12) copies of **The Office of Regulatory Staff's Proposed Order** in the above-referenced docket. Please date stamp the extra copy enclosed and return it to me via our courier.

Also, we have served same on all parties of record and enclose a Certificate of Service to that effect.

Please let me know if you have any questions

Sincerely,



Florence P. Belser

FPB/rng
Enclosures

cc: D. Reece Williams, IV, President
Louis Lang, Esquire

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2005-220-WS

FILED
AUG 11 2005
CLERK OF COURT
SOUTH CAROLINA
COLUMBIA

IN RE:

Petition of the Office of Regulatory)
Staff for an Emergency Order)
Pursuant to 26 S.C. Code Regs.)
103-886 Enjoining Piney Grove)
Utilities, Inc. from Disconnecting)
Or Discontinuing Services to)
Customers Located in Lloydwood)
and Franklin Park Subdivisions)
_____)

CERTIFICATE OF SERVICE

This is to certify that I, Rena Grant, an employee with the Office of Regulatory Staff, served one (1) copy of the **Office of Regulatory Staff's Proposed Order** in the above-referenced matter to the person(s) named below as shown below:

VIA CERTIFIED MAIL

Louis Lang, Esquire
Callison, Tighe & Robinson, LLC
1812 Lincoln Street, Suite 200
Columbia, SC 29202-1390

D. Reece Williams, IV, President
Piney Grove Utilities, Inc.
49 Archdale Street
Charleston, SC 29401



Rena Grant

August 10, 2005
Columbia, South Carolina

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

DOCKET NO. 2005-220-WS – ORDER NO. 2005-_____

AUGUST 10, 2005

IN RE:

Petition of the Office of Regulatory Staff)
for an Emergency Order Pursuant to 26 S.C.)
Code Regs. 103-886 Enjoining Piney Grove)
Utilities, Inc. from Disconnecting or)
Discontinuing Service to Customers)
Located in Lloydwood and Franklin Park)
Subdivisions)
_____)

**PROPOSED ORDER OF THE
OFFICE OF REGULATORY
STAFF**

This matter comes before the Public Service Commission of South Carolina (“Commission”) on the petition of the Office of Regulatory Staff (“ORS”) for an emergency order enjoining Piney Grove Utilities, Inc. from disconnecting/discontinuing service to its sewer customers in apparent violation of 26 S.C. Code Regs. 103-531.1 (Supp. 2004). ORS had received information from staff members of the South Carolina Department of Health and Environmental Control (“DHEC”) and from a customer of Piney Grove that Piney Grove was preparing to and/or planning to disconnect/discontinue service to customers who may be delinquent in paying their accounts. ORS alleges that should Piney Grove disconnect/discontinue service to certain customers in its service area that Piney Grove would be in violation of 26 S.C. Code Regs. 103-531.1 (Supp. 2004), specifically by not having provided the proper notice to the Commission of the disconnection/discontinuance of service as required Reg. 103-531.1 and possibly by failing to provide the required notice to the affected customers as required by 103-531.1.

Accordingly, ORS requests an Order (1) enjoining Piney Grove from disconnecting and/or discontinuing sewer service to customers located in Piney Grove's service area and (2), in the case(s) where Piney Grove has disconnected/discontinued service to any customer(s), requiring Piney Grove to reconnect service to such customer(s) and to maintain the status quo until further Order of the Commission.

On July 20, 2005, ORS filed its petition with the Commission. Pursuant to 26 S.C. Code Regs. 103-886 (Supp. 2004), ORS sought emergency relief for an order restraining and/or enjoining Piney Grove from disconnecting service and/or requiring Piney Grove to maintain the status quo with its customers until further Order of the Commission. ORS also requested that Piney Grove be ordered to reconnect service to those customers already disconnected or whose service had been discontinued. Under the provisions of 26 S.C. Code Regs. 103-886 (Supp. 2004), a single Commissioner issued an Emergency Order restraining and enjoining Piney Grove from discontinuing service to its customers and directing Piney Grove to reconnect service to any customer whose service Piney Grove may have disconnected from July 19, 2005 until the date of the Order on July 21, 2005. See, "Emergency Order of Single Commissioner," Order No. 2005-398 (July 21, 2005).

This matter is now before the full Commission consistent with the provisions of 26 S.C. Code Regs. 103-886 (Supp. 2004) which requires the full Commission to consider the Order of the single Commissioner at the Commission's next scheduled meeting. The Commission notes that no response from Piney Grove has been filed concerning this matter.

Based upon the information provided, the Commission finds that questions exist as to the propriety of disconnection/discontinuance of sewer service to Piney Grove's customers,

potentially in violation of the Commission's Rules and Regulations. Because questions exist as to the propriety of Piney Grove's actions, the Commission finds that Order No. 2005-398 dated July 21, 2005 and entitled "Emergency Order of Single Commissioner" was properly issued and the Commission ratifies that Order. Therefore, the Commission finds it is appropriate to hereby restrain and/or enjoin Piney Grove from disconnecting the sewer service to its customers and to maintain the status quo. Further, the Commission finds that sufficient cause exists to require Piney Grove to reconnect service to any customer which Piney Grove may have already disconnected sewer service from July 19, 2005 until July 21, 2005. The Commission finds that reconnection is required and appropriate under R.103-886(B) in order to maintain the status quo.

IT IS THEREFORE ORDERED THAT:

1. Order No. 2005-398 dated July 21, 2005 and entitled "Emergency Order of Single Commissioner" is hereby ratified by the Commission.
2. Piney Grove Utilities, Inc. is required to reconnect the sewer service to any customer of whom Piney Grove has disconnected/discontinued sewer service from July 19, 2005 through July 21, 2005.
3. Piney Grove shall not disconnect or discontinue service to any customer until Piney Grove complies with all of the disconnection/discontinuance procedures contained in the Commission's rules and regulations governing the provision of sewer service, including, but not limited to, the notice requirements as contained in 26 S.C. Code Regs. 103-531.1.
4. The Commission finds no need to schedule a hearing on this matter at this time. However, should any party require further proceedings before the Commission concerning this

mater, that party may request further proceedings by making an appropriate filing with the Commission.

5. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

Randy Mitchell, Chairman

ATTEST:

G. O'Neal Hamilton, Vice Chairman

(SEAL)